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TOTAL FILM RENTALS PAID

By Warner Theatres

(From Ex. W-3)

Fiscal Year Ended August	Companies to Whom Paid									Grand Total
	Warner	Paramount	Loew's	20th Century-Fox	R.K.O. and Pathe	United Artists	Columbia	Universal	All Others	
1931.....	36.51%	5.63%	14.51%	11.23%	10.54%	8.17%	3.22%	6.19%	4.00%	100%
1932.....	32.09%	14.88%	10.36%	11.15%	9.92%	2.79%	5.52%	8.01%	5.28%	100%
1933.....	34.43%	15.84%	12.17%	9.73%	8.20%	4.96%	3.73%	6.54%	4.34%	100%
1934.....	32.18%	17.65%	17.61%	2.83%	10.87%	5.00%	4.00%	7.58%	2.28%	100%
1935.....	29.55%	17.31%	16.35%	6.65%	10.51%	6.22%	4.84%	5.31%	3.26%	100%
1936.....	26.71%	16.46%	18.16%	10.05%	10.52%	6.19%	4.07%	5.30%	2.54%	100%
1937.....	28.00%	15.33%	19.88%	10.94%	9.19%	5.82%	3.63%	4.49%	2.72%	100%
1938.....	25.72%	13.05%	18.97%	11.11%	10.37%	9.31%	4.05%	4.94%	2.48%	100%
1939.....	27.69%	12.45%	21.41%	9.98%	8.69%	7.32%	4.06%	5.96%	2.44%	100%
1940.....	24.14%	11.74%	24.91%	8.55%	9.59%	6.80%	4.79%	7.09%	2.39%	100%
1941.....	27.56%	12.95%	21.37%	7.95%	7.75%	7.35%	5.01%	7.62%	2.44%	100%
1942.....	30.09%	12.28%	18.15%	9.84%	8.23%	4.82%	5.37%	8.88%	2.34%	100%
1943.....	28.74%	11.72%	16.98%	9.83%	10.58%	4.20%	5.78%	9.43%	2.74%	100%
1944.....	26.50%	12.93%	17.25%	10.08%	9.94%	3.09%	5.62%	10.75%	3.84%	100%
1945.....	29.28%	13.12%	16.66%	8.60%	10.67%	5.58%	5.02%	7.56%	3.51%	100%

Note: Represents Film Rental for features, shorts and newsreels paid by Warner Theatres for fiscal year indicated.

The Film Rental paid "Warner" does not include the Rental paid for the picture "This Is The Army". This Rental is also excluded from the grand total.

Film Rentals for the Following Non-Consolidated Companies Are Included Above

Atlantic Theatres, Inc.	50%	Owned by Warners
Mansfield Operating Company...	50%	" " "
Mt. Oliver Theatre Company...	50%	" " "
Regent State Corporation.....	50%	" " "
Standard Theatres Corporation.	50%	" " "
W. F. Theatre Company.....	50%	" " "
Stanley Shapiro Theatre Co....	51%	" " "

Film Rentals for the Following Theatres Owned or Leased by Others, Included in Operating Agreements Are Included Above

Paramount Theatre, Hammond, Ind.
 Frankfort and Nixon Theatres, Philadelphia, Pa.
 Tower and Roosevelt Theatres, Philadelphia, Pa.
 Oriental and Tower Theatres, Milwaukee, Wisc.
 State and Strand Theatres, Harrisonburg, Va.
 Regent Theatre, Kearny
 Elwood Theatre, Newark
 Palace Theatre, Orange
 Royal and Broadmoor Theatres, Bloomfield
 Bellevue Theatre, Upper Montclair
 Rio Theatre, Appleton (Became 100% owned by Warners 4/30/44).

**TOTAL FILM RENTALS RECEIVED BY WARNER FROM
UNITED STATES and CANADA
(From Ex. W-4)**

Film Rentals Received from Theatres Owned, Operated, or Affiliated With

Fiscal Year Ending August	Paramount	Fox	Loew's	R.K.O.	Total	All Other Accounts	Warner	Grand Total
1945.....	16.8%	6.4%	0.5%	5.0%	28.7%	52.6%	18.7%	100%
1944.....	16.5%	6.4%	0.6%	4.6%	28.1%	54.6%	17.3%	100%
1943.....	16.9%	6.0%	0.6%	4.6%	28.1%	54.1%	17.8%	100%
1942.....	16.9%	4.6%	0.5%	4.9%	26.9%	57.2%	15.9%	100%
1941.....	15.5%	4.8%	0.5%	5.8%	26.6%	58.4%	15.0%	100%
1940.....	13.1%	3.8%	0.6%	5.7%	23.2%	61.9%	14.9%	100%
1939.....	13.4%	4.8%	0.8%	5.5%	24.5%	60.7%	14.8%	100%
1938.....	12.8%	4.7%	0.7%	5.7%	23.9%	62.1%	14.0%	100%
1937.....	12.8%	4.7%	0.7%	5.2%	23.4%	61.8%	14.8%	100%
1936.....	9.8%	4.1%	1.1%	4.4%	19.4%	66.1%	14.5%	100%
1935.....	11.9%	3.9%	2.9%	3.6%	22.3%	62.8%	14.9%	100%
1934.....	11.7%	3.7%	4.8%	1.5%	21.3%	62.5%	16.2%	100%
1933.....	13.1%	4.4%	4.3%	1.1%	22.9%	59.2%	17.9%	100%
1932.....	12.3%	3.6%	3.2%	3.6%	22.7%	58.0%	19.3%	100%
1931.....	10.1%	5.2%	1.7%	3.1%	20.1%	59.2%	20.7%	100%

NOTE: Film Rentals received include receipts for Features, Short Subjects, Trailers and Advertising Accessories. Receipts from "This Is The Army" are excluded.

All figures for years prior to 1940-41 are compiled on basis of collections. Figures shown for 1940-41 and subsequent years are compiled on basis of Net Billings with the exception of Warner Theatres which are on a collection basis for all years.

**TOTAL FILM RENTALS RECEIVED BY WARNER FROM
DOMESTIC AND FOREIGN
(From Ex. W-5)**

UNITED STATES AND CANADA

Film Rentals Received by Warner from Theatres
Owned, Operated, or Affiliated With

Fiscal Year Ending August	Paramount	Fox	Loew's	R.K.O.	Total	All Other Accounts United States and Canada	Warner	Total United States and Canada	Foreign Other Than Canada	World Total
1945.....	11.9%	4.4%	0.4%	3.5%	22.2%	37.1%	13.1%	70.4%	29.6%	100%
1944.....	11.4%	4.4%	0.4%	3.2%	19.4%	37.5%	11.8%	68.7%	31.3%	100%
1943.....	11.7%	4.2%	0.4%	3.2%	19.5%	37.7%	12.4%	69.6%	30.4%	100%
1942.....	12.4%	3.4%	0.4%	3.5%	19.7%	41.8%	11.7%	73.2%	26.8%	100%
1941.....	11.5%	3.5%	0.4%	4.3%	19.7%	43.2%	11.1%	74.0%	26.0%	100%
1940.....	9.5%	2.7%	0.4%	4.1%	16.7%	44.7%	10.7%	72.1%	27.9%	100%
1939.....	9.4%	3.4%	0.6%	3.9%	17.3%	42.4%	10.3%	69.8%	30.2%	100%
1938.....	8.5%	3.2%	0.6%	3.9%	16.2%	42.0%	9.6%	67.8%	32.2%	100%
1937.....	8.9%	3.2%	0.5%	3.7%	16.3%	43.0%	10.3%	69.6%	30.4%	100%
1936.....	6.6%	2.8%	0.7%	2.9%	13.0%	43.9%	9.6%	66.5%	33.5%	100%
1935.....	8.2%	2.9%	2.0%	2.5%	15.6%	43.4%	10.2%	69.2%	30.8%	100%
1934.....	7.5%	2.6%	3.2%	1.0%	14.3%	41.7%	10.8%	66.8%	33.2%	100%
1933.....	10.1%	3.4%	3.3%	0.8%	17.6%	45.6%	13.8%	77.0%	23.0%	100%
1932.....	9.4%	2.7%	2.4%	2.8%	17.3%	44.3%	14.7%	76.3%	23.7%	100%
1931.....	6.7%	3.4%	1.1%	2.1%	13.3%	39.0%	13.5%	65.8%	34.2%	100%

Notes: Film Rentals for the United States and Canada are receipts for Features, Short Subjects, Trailers and Advertising Accessories. Film Rentals for "Foreign other than Canada" are receipts for American Made Features, Short Subjects and Trailers. Receipts from "This Is The Army" are excluded from all figures.

All figures for the United States and Canada for years prior to 1940-41 are compiled on basis of collections. Figures shown for 1940-41 and subsequent years for the United States and Canada are compiled on basis of net billings with the exception of Warner Theatres which are on a collection basis for all years. All figures for "Foreign other than Canada" are compiled on basis of net billings.

Figures for the year 1944-45 for "Foreign other than Canada" and "World Total" are tentative.

TOTAL FILM RENTALS PAID TO
and
RECEIVED FROM LOEW'S AND ITS AFFILIATES
 (Excludes Film Rental for "This Is The Army")
 (From Ex. W-6)

Fiscal Year		Increase or *Decrease Over Previous Year	
		Amount	Percentage
1931-32	Paid to Loew's.....	*\$964,598	*40.88%
	Received from Loew's.....	212,943	43.90%
1932-33	Paid to Loew's.....	23,698	1.70%
	Received from Loew's.....	278,947	39.96%
1933-34	Paid to Loew's.....	646,246	45.55%
	Received from Loew's.....	141,699	14.50%
1934-35	Paid to Loew's.....	65,782	3.19%
	Received from Loew's.....	*353,482	*31.60%
1935-36	Paid to Loew's.....	484,204	22.73%
	Received from Loew's.....	*479,446	*62.65%
1936-37	Paid to Loew's.....	673,769	25.77%
	Received from Loew's.....	*51,578	*18.05%
1937-38	Paid to Loew's.....	*73,781	*2.24%
	Received from Loew's.....	*5,880	*2.51%
1938-39	Paid to Loew's.....	426,094	13.25%
	Received from Loew's.....	50,290	22.03%
1939-40	Paid to Loew's.....	933,124	25.63%
	Received from Loew's.....	*99,406	*35.68%
1940-41	Paid to Loew's.....	*729,218	*15.94%
	Received from Loew's.....	15,469	8.63%
1941-42	Paid to Loew's.....	*236,424	*6.15%
	Received from Loew's.....	13,936	7.16%
1942-43	Paid to Loew's.....	266,285	7.38%
	Received from Loew's.....	17,822	8.54%
1943-44	Paid to Loew's.....	170,683	4.40%
	Received from Loew's.....	*23,147	*10.22%
1944-45	Paid to Loew's.....	370,556	9.16%
	Received from Loew's.....	13,516	6.65%

*Italic figures are red in original.

TOTAL FILM RENTALS PAID TO
and
RECEIVED FROM PARAMOUNT AND ITS AFFILIATES
 (Excludes Film Rental for "This Is The Army")
 (From Ex. W-7)

Fiscal Year	Increase or *Decrease Over Previous Year	
	Amount	Percentage
1931-32	Paid to Paramount.....\$1,086,755	118.60%
	Received from Paramount.....*164,612	*5.65%
1932-33	Paid to Paramount.....*156,602	*7.82%
	Received from Paramount.....188,886	6.87%
1933-34	Paid to Paramount.....222,204	12.03%
	Received from Paramount.....*306,580	*10.43%
1934-35	Paid to Paramount.....186,382	9.01%
	Received from Paramount.....455,883	17.32%
1935-36	Paid to Paramount.....116,224	5.15%
	Received from Paramount.....*470,808	*15.26%
1936-37	Paid to Paramount.....164,322	6.93%
	Received from Paramount.....1,385,180	52.94%
1937-38	Paid to Paramount.....*324,704	*12.81%
	Received from Paramount.....*129,122	*3.23%
1938-39	Paid to Paramount.....*93,030	*4.21%
	Received from Paramount.....436,769	11.28%
1939-40	Paid to Paramount.....37,674	1.78%
	Received from Paramount.....*399,572	*9.27%
1940-41	Paid to Paramount.....172,436	8.00%
	Received from Paramount.....1,207,651	30.89%
1941-42	Paid to Paramount.....113,675	4.88%
	Received from Paramount.....1,253,301	24.49%
1942-43	Paid to Paramount.....233,025	9.54%
	Received from Paramount.....*194,681	*3.06%
1943-44	Paid to Paramount.....356,027	13.31%
	Received from Paramount.....*197,538	*3.20%
1944-45	Paid to Paramount.....447,039	14.75%
	Received from Paramount.....1,014,807	16.97%

* Italic figures are red in original.

TOTAL FILM RENTALS PAID TO
and
RECEIVED FROM 20TH CENTURY-FOX AND ITS
AFFILIATES

(Excludes Film Rental for "This Is The Army")
 (From Ex. W-8)

Fiscal Year		Increase or *Decrease Over Previous Year	
		Amount	Percent- age
1931-32	Paid to 20th Century-Fox.....	*\$325,095	*17.80%
	Received from 20th Century-Fox..	*683,610	*45.91%
1932-33	Paid to 20th Century-Fox.....	*367,621	*24.49%
	Received from 20th Century-Fox..	193,681	24.04%
1933-34	Paid to 20th Century-Fox.....	*803,226	*70.86%
	Received from 20th Century-Fox..	*140,514	*14.06%
1934-35	Paid to 20th Century-Fox.....	535,706	162.16%
	Received from 20th Century-Fox..	171,768	20.00%
1935-36	Paid to 20th Century-Fox.....	581,186	67.11%
	Received from 20th Century-Fox..	39,533	3.84%
1936-37	Paid to 20th Century-Fox.....	362,676	25.06%
	Received from 20th Century-Fox..	373,082	34.86%
1937-38	Paid to 20th Century-Fox.....	72,632	4.01%
	Received from 20th Century-Fox..	13,781	.95%
1938-39	Paid to 20th Century-Fox.....	*184,378	*9.79%
	Received from 20th Century-Fox..	38,994	2.68%
1939-40	Paid to 20th Century-Fox.....	*127,291	*7.50%
	Received from 20th Century-Fox..	*392,015	*26.21%
1940-41	Paid to 20th Century-Fox.....	*140,335	*8.93%
	Received from 20th Century-Fox..	486,051	44.03%
1941-42	Paid to 20th Century-Fox.....	526,107	36.78%
	Received from 20th Century-Fox..	109,183	6.87%
1942-43	Paid to 20th Century-Fox.....	286,249	14.63%
	Received from 20th Century-Fox..	498,202	29.32%
1943-44	Paid to 20th Century-Fox.....	120,957	5.39%
	Received from 20th Century-Fox..	134,320	6.11%
1944-45	Paid to 20th Century-Fox.....	*84,316	*3.57%
	Received from 20th Century-Fox..	263,026	11.28%

* Italic figures are red in original.

TOTAL FILM RENTALS PAID TO
and
RECEIVED FROM R. K. O. AND ITS AFFILIATES
 (Excludes Film Rental for "This Is The Army")
 (From Ex. W-9)

Fiscal Year		Increase or *Decrease Over Previous Year	
		Amount	Percent- age
1931-32	Paid to R.K.O.....	*\$378,537	*22.09%
	Received from R.K.O.....	*73,495	*8.17%
1932-33	Paid to R.K.O.....	*379,323	*28.41%
	Received from R.K.O.....	*583,694	*70.68%
1933-34	Paid to R.K.O.....	317,995	33.26%
	Received from R.K.O.....	101,585	41.96%
1934-35	Paid to R.K.O.....	96,229	7.55%
	Received from R.K.O.....	583,255	169.71%
1935-36	Paid to R.K.O.....	144,375	10.54%
	Received from R.K.O.....	254,158	27.42%
1936-37	Paid to R.K.O.....	5,833	.39%
	Received from R.K.O.....	411,182	34.81%
1937-38	Paid to R.K.O.....	237,248	15.60%
	Received from R.K.O.....	176,066	11.06%
1938-39	Paid to R.K.O.....	*278,895	*15.87%
	Received from R.K.O.....	*732	*.04%
1939-40	Paid to R.K.O.....	281,914	19.06%
	Received from R.K.O.....	*77,045	*4.36%
1940-41	Paid to R.K.O.....	*365,872	*20.78%
	Received from R.K.O.....	207,686	12.28%
1941-42	Paid to R.K.O.....	241,788	17.34%
	Received from R.K.O.....	*97,765	*5.15%
1942-43	Paid to R.K.O.....	778,075	47.54%
	Received from R.K.O.....	*127,560	*7.08%
1943-44	Paid to R.K.O.....	*84,469	*3.50%
	Received from R.K.O.....	*12,045	*.72%
1944-45	Paid to R.K.O.....	499,292	21.43%
	Received from R.K.O.....	428,818	25.82%

* Italic figures are red in original.

FILM RENTALS PAID BY WARNER THEATRES

to

UNITED ARTISTS

(Source: Exhibit W-3)

Fiscal Years Ending August	Increase or *Decrease Over Previous Year		% of Total Rentals Paid by Warner Theatres
	Amount	%	
1932.....	*\$953,490.	*71.7%	2.79%
1933.....	202,609.	54.0%	4.96%
1934.....	8,178.	1.4%	5.00%
1935.....	224,485.	38.3%	6.22%
1936.....	80,225.	9.9%	6.19%
1937.....	72,206.	8.1%	5.82%
1938.....	614,496.	63.8%	9.31%
1939.....	*332,708.	*31.1%	7.32%
1940.....	3,144.	0.3%	6.80%
1941.....	73,855.	5.9%	7.35%
1942.....	*365,603.	*27.7%	4.82%
1943.....	2,643.	0.3%	4.20%
1944.....	*233,469.	*24.3%	3.09%
1945.....	753,299.	103.83%	5.58%

* Italic figures are red in original.

FILM RENTALS PAID BY WARNER THEATRES

to

UNIVERSAL

(Source: Exhibit W-3)

Fiscal Years Ending August	Increase or *Decrease Over Previous Year		% of Total Rentals Paid by Warner Theatres
	Amount	%	
1932.....	\$ 70,722.	7.02%	8.01%
1933.....	*315,922.	*29.30%	6.54%
1934.....	126,098.	16.54%	7.58%
1935.....	*195,873.	*22.05%	5.31%
1936.....	72,433.	10.46%	5.30%
1937.....	*22,467.	*2.93%	4.49%
1938.....	95,062.	12.80%	4.94%
1939.....	177,045.	21.14%	5.96%
1940.....	285,183.	28.11%	7.09%
1941.....	71,772.	5.52%	7.62%
1942.....	393,179.	28.66%	8.88%
1943.....	388,550.	22.01%	9.43%
1944.....	365,579.	16.97%	10.75%
1945.....	*513,399.	*20.38%	7.56%

* Italic figures are red in original.

FILM RENTALS PAID BY WARNER THEATRES
to
COLUMBIA

(Source: Exhibit W-3)

Fiscal Years Ending August	Increase or *Decrease Over Previous Year		% of Total Rentals Paid by Warner Theatres
	Amount	%	
1932.....	\$219,966.	42.0%	5.52%
1933.....	*308,759.	*41.5%	3.73%
1934.....	34,124.	7.8%	4.00%
1935.....	160,943.	36.6%	4.84%
1936.....	*44,522.	*7.0%	4.07%
1937.....	15,666.	2.6%	3.63%
1938.....	84,194.	14.0%	4.05%
1939.....	5,449.	0.7%	4.06%
1940.....	187,759.	27.1%	4.79%
1941.....	21,721.	2.4%	5.01%
1942.....	167,176.	18.5%	5.37%
1943.....	249,704.	23.3%	5.78%
1944.....	*734.	*0.05%	5.62%
1945.....	14,772.	1.1%	5.02%

* Italic figures are red, in original

Warner's First Run Revenue in the 92 Large Cities, Now and As It May Be Affected by Loss of Theatres Partially Owned.

(Computed from Ex. RKO-11 and Warner answers to 1945 interrogatories nos. 2 and 6-11 inclusive, Ex. 126)

In the 1943/44 season Warner licensed "Princess O'Rourke" first run in the 92 cities with populations of over 100,000 to theatres other than Warner's own, as follows:

to theatres owned in whole or in part by:	Number of cities licensed first run	Dollar rentals received	Percentage of total
Independents	in 20 cities	for \$100,955.99	or 28.6%
Paramount affiliates	in 24 other cities	for \$117,074.58	or 33. %
War.-RKO pools	in 4 other cities	for \$ 11,299.42	or 3.2%
RKO	in 8 other cities	for \$ 38,265.84	or 10.8%
Box	in 8 other cities	for \$ 85,812.37	or 24.3%
Warner's	in 0 cities	for 0.	or 0. %
	<u>64 cities</u>	<u>\$353,408.20</u>	<u>100 %</u>

If defendants should have to sell their interests in theatres less than 5% owned, in accordance with the Decree, III, 5 (R. 3699), these figures could be:

to theatres owned by:	Number of cities licensed first run	Dollar rentals received	Percentage of total
Independents	in 43 cities	for \$264,275.89	or 74.3%
Warner's	in 0 cities	for 0.	or 0. %
Box	in 0 cities	for 0.	or 0. %
RKO	in 6 other cities	for \$ 31,894.90	or 9. %
Paramount	in 15 other cities	for \$ 59,429.64	or 16.7%
	<u>64 cities</u>	<u>\$355,600.43</u>	<u>100 %</u>

The same computations, inclusive of Warner's own theatres, would show:

In the 1943/44 season Warner licensed "Princess O'Rourke" first run in the 92 cities with populations of over 100,000 to theatres, including Warner's intercompany payments to its own theatres, as follows:

To theatres owned in whole or in part by:	Number of cities licensed first run	Dollar rentals received	Percentage of total
Independents	in 20 cities	for \$100,955.99	or 17.4%
Paramount affiliates	in 24 other cities	for \$117,074.58	or 20. %
Par.-RKO pools	in 4 other cities	for \$ 11,299.42	or 2. %
RKO	in 8 other cities	for \$ 38,265.84	or 6.6%
Fox	in 8 other cities	for \$ 85,812.37	or 14.8%
Loew's	in 0 cities	for 0.	or 0. %
Warner	in 28 other cities	for \$227,336.88	or 39. %
	92 cities	\$580,745.08	100 %

If defendants should have to sell their interests in theatres less than 95% owned, in accordance with the Decree, III, 5 (R. 3699), these figures would be:

To theatres owned by:	Number of cities licensed first run	Dollar rentals received	Percentage of total
Independents	in 43 cities	for \$264,275.89	or 45.3%
Loew's	in 0 cities	for 0.	or 0. %
Fox	in 0 cities	for 0.	or 0. %
RKO	in 6 other cities	for \$ 31,894.90	or 5.5%
Paramount	in 15 other cities	for \$ 59,429.64	or 10.2%
Warner	in 28 other cities	for \$227,336.88	or 39. %
	92 cities	\$582,937.31	100 %

COST OF AMERICAN MADE WARNER FEATURE PICTURES

and

AVERAGE THEATRE ADMISSION PRICES AT WARNER THEATRES

(Ex. W-10)

Fiscal Year Ending August	(1) Average Cost of American Made Warner Pictures	(2) Average Theatre Admission Price At Warner Theatres
1931.....	\$ 337,000	35.0¢
1932.....	272,000	31.5¢
1933.....	241,000	28.0¢
1934.....	255,000	27.0¢
1935.....	280,000	27.0¢
1936.....	303,000	27.0¢
1937.....	315,000	27.9¢
1938.....	415,000	28.2¢
1939.....	403,000	28.0¢
1940.....	448,000	28.5¢
1941.....	411,000	28.9¢
1942.....	621,000	30.9¢
1943.....	976,000	33.3¢
1944.....	1,032,000	35.4¢
1945.....	1,371,000	36.9¢ (3)

- (1) Negative cost plus royalties and participations payable in connection therewith.
- (2) The average admission price is determined by dividing the box office receipts by the attendance. Data given exclude admission taxes.
- (3) Based on data for 39 weeks ending May 26, 1945.

The Ratios of Film Rentals Paid to Theatre Admissions Collected in the Case of Independent and Affiliated Theatres

Estimated gross theatre admissions as per Film Daily Year Book (1945), R. K. O. Exhibit 2 \$1,350,000,000

Total theatre admissions received by 5 major companies as reported in producer-exhibitor responses to additional Interrogatory No. 13

Warner	\$ 83,622,000	
Loew's	61,596,000	
Paramount	185,499,000	
20th Century-Fox Film	91,411,000	
R. K. O.	40,642,000	
		<u>462,770,000</u>

Estimated gross theatre admissions collected by all others.... \$ 887,230,000

Total film rentals received by 8 major companies, based on answers to Interrogatory No. 3 (as per Exhibit No. 425).....

\$264,131,000

Film rentals paid to 8 major companies by 5 major companies, based on answers to Interrogatory No. 12 (as per Exhibit No. 424)

Warner	\$ 22,543,000
Loew's	19,497,000
Paramount	49,829,000
Fox	24,210,000
R. K. O.	12,400,000

126,479,000

Film rentals paid to 8 major companies by all other exhibitors

\$137,652,000

27.33% of their theatre admissions was paid by the affiliated theatres to the eight distributor defendants as film rental for their features.

(Computed by dividing the total film rentals of the affiliated theatres [\$126,479,000] by their total theatre admissions [\$462,770,000].)

15.51% of their theatre admissions was paid by all other exhibitors, to the eight distributor defendants as film rental for their features.

(Computed by dividing the total film rentals paid by all other exhibitors [\$137,652,000] by their total theatre admissions [\$887,230,000].)

**COMPARISON
COST OF ONE POSITIVE PRINT OF WARNER'S "PRINCESS
O'ROURKE" TO AVERAGE FILM RENTAL PER BOOKING**

(Ex. W-12)

Approximate cost of one positive print....\$130.

Based on information compiled from Warner answers to 1945 Interrogatories numbered 2 and 6 to 11 inclusive.

	Number Of Bookings	Film Rental Received	Average Film Rental Per Booking
Bookings enumerated in answers to Interrogatories 6 to 11 inclusive—the so-called "Preferred Runs"			
Total of such Bookings.....	1536	\$1,130,302.05	\$735.89
Bookings of \$130 or less	372	26,251.21	70.57
Bookings of over \$130	1164	\$1,104,050.84	\$948.50
Total All Bookings given in answer to Interrogatory 2	14090	\$2,118,050.01	\$150.32
Deduct Bookings of over \$130 enumerated in answer to Interrogatories 6 to 11 inclusive—see above	1164	1,104,050.84	948.50
Total Bookings other than those over \$130 enumerated in answer to Interrogatories 6 to 11 inclusive	12926	\$1,013,999.17	\$ 78.45

- Instances of (1) Where Warner Theatres Licensed Film from Another Company Whose Affiliated Theatres Did Not License Warner Pictures;
- (2) Where Warner Theatres Did Not License Film from Another Company Whose Affiliated Theatres Did License Warner Pictures;
- (3) Where the Term of a License for Warner Theatres from Another Company Was Different from the Term of the License of Warner Pictures for Such Company's Affiliated Theatres.

(Exhibit W-15)

1930-31

Distribution Dept. did not license RKO New York metropolitan theatres.
Theatre Dept. licensed RKO pictures generally.

Distribution Dept. licensed Paramount affiliates.
Theatre Dept. did not license Paramount pictures in most of the Warner theatres.

1931-32

Distribution Dept. licensed Loew New York metropolitan theatres.
Theatre Dept. did not license Loew pictures until late in the season when it licensed all or part of Loew pictures in approximately 150 of the 250 theatres which had played Loew pictures the previous year.

1932-33

Distribution Dept. did not license RKO metropolitan theatres.
Theatre Dept. licensed RKO pictures.

1933-34

Distribution Dept. did not license RKO metropolitan theatres.
Theatre Dept. licensed RKO pictures for a term of 2 years.

Distribution Dept. licensed Fox Theatres.
Theatre Dept. did not license Fox pictures except for the season in five cities and except for occasional local bookings.

Distribution Dept. licensed Loew metropolitan theatres for a term of one year.
Theatre Dept. licensed Loew pictures for a term of 3 years.

1934-35

Distribution Dept. licensed Fox theatres for a term of one year.
Theatre Dept. licensed Fox pictures for a term of 2 years.

935-36

Distribution Dept. licensed RKO metropolitan theatres for a term of four years.

Theatre Dept. licensed RKO pictures for a term of two years.

936-37

Distribution Dept. licensed Fox theatres for a term of one year.

Theatre Dept. licensed Fox pictures for a term of 3 years.

Distribution Dept. licensed some of the smaller Loew metropolitan theatres for a term of one year.

Theatre Dept. licensed Loew pictures for a term of three years.

Distribution Dept. licensed Paramount affiliates.

Theatre Dept. licensed Paramount pictures for 2 years.

939-40

Distribution Dept. licensed some of the smaller Loew metropolitan theatres for one year.

Theatre Dept. licensed Loew pictures for a term of 3 years.

Distribution Dept. did not license Sparks Circuit, affiliated with Paramount in Florida.

Theatre Dept. was under existing license to purchase Paramount film.

940-41

Distribution Dept. did not license Sparks Circuit, affiliated with Paramount in Florida until on December 1, 1941 some film was licensed for some theatres.

Theatre Dept. licensed Paramount pictures for a term of one year.

**The Percentage Of Warner's Total Film Rental Payments
Paid To Each Of The Other Producer-Exhibitors**

Compared With

**The Percentage Of Each Of The Other Producer-Exhibitor's
Total Film Rental Payments Which Each Producer-
Exhibitor Paid To Warner.**

(Source: Page 256 of Appendix of Government Brief)

	Percentage of Total Paid to All Distributors
Warner Theatres Paid To Loew.....	17.3%
Loew Theatres Paid To Warner.....	2.0%
Warner Theatres Paid To Fox.....	10.1%
Fox Theatres Paid To Warner.....	9.6%
Warner Theatres Paid To Paramount.....	12.9%
Paramount Theatres Paid To Warner.....	11.4%
Warner Theatres Paid To R K O.....	9.9%
R K O Theatres Paid To Warner.....	15.7%

**The Percentage Of Warner's Total Film Rental Receipts From
Each Of The Other Producer-Exhibitors**

Compared With

**The Percentage Of Each Of The Other Producer-Exhibitor's
Total Film Receipts Which Each Producer-Exhibitor
Received From Warner.**

(Source: Page 258 of Appendix of Government Brief)

	Percentage of Total Received From All Theatres
Warner Received From Loew Theatres.....	0.5%
Loew Received From Warner Theatres.....	6.8%
Warner Received From Fox Theatres.....	7.8%
Fox Received From Warner Theatres.....	4.6%
Warner Received From Paramount Theatres.....	17.9%
Paramount Received From Warner Theatres.....	6.9%
Warner Received From R K O Theatres.....	6.0%
R K O Received From Warner Theatres.....	8.3%

Admission Prices Charged and Minimum Admission Price (Where Specified in License Agreement) in First Run Theatres in the 92 Large Cities for Princess O'Rourke

By Population

(Source: Exhibits W-22, 126 and Census)

Population	City	Highest Admission Price Charged	Range of Admission Prices Charged	Minimum Contract Admission Price Where Specified
7,454,995	New York	\$1.65	\$1.65-.45	\$
3,396,808	Chicago85	.85-	.55
1,931,334	Philadelphia75	.75-.68	
1,623,452	Detroit75	.75-.65	
1,504,277	Los Angeles90	.90-.75	
878,336	Cleveland60	.60-	
859,100	Baltimore60	.60-.50	
816,048	St. Louis49	.49-.24	
770,816	Boston, Mass.65	.65-	
671,659	Pittsburgh60	.60-	
663,091	Washington90	.90-.50	
634,536	San Francisco	1.00	1.00-.60	
587,472	Milwaukee65	.65-	
575,901	Buffalo80	.80-.60	.55
494,537	New Orleans50	.50-	
492,370	Minneapolis55	.55-	
455,610	Cincinnati54	.54-.44	
429,760	Newark90	.90-.65	
399,178	Kansas City, Mo.60	.60-	
386,972	Indianapolis50	.50-.40	
384,514	Houston, Texas50	.50-.40	
368,302	Seattle, Wash.	1.00	1.00-.70	

Population	City	Highest Admission Price Charged	Range of Admission Prices Charged	Minimum Contract Admission Price Where Specified
324,975	Rochester, N. Y.	\$.55	\$.55-50	\$
322,412	Denver, Col.74	.74-39	
319,077	Louisville, Ky.35	.45-36	
306,087	Columbus, Ohio49	.49-44	
305,394	Portland, Ore.	1.00	1.00-50	
302,288	Atlanta, Ga.50	.50-40	
302,163	Oakland, Cal.	1.00	1.00-50	
301,173	Jersey City85	.85-55	
294,934	Dallas, Texas50	.50-40	
292,942	Memphis, Tenn.50	.50-40	
287,736	St. Paul55	.55-	
282,849	Toledo, Ohio55	.55-	.60
267,583	Birmingham, Ala.39	.39-33	.44
253,854	San Antonio50	.50-40	
253,504	Providence50	.50-44	.28
244,791	Akron, Ohio65	.65-50	
223,844	Omaha, Neb.55	.55-	
210,718	Dayton, Ohio55	.55-40	.40
205,967	Syracuse, N. Y.50	.50-	
204,424	Oklahoma City, Okla.50	.50-24	
203,342	San Diego64	.64-44	.60
193,694	Worcester, Mass.50	.50-	
193,042	Richmond, Va.44	.44-	.44
177,662	Ft. Worth, Texas50	.50-40	
173,065	Jacksonville, Fla.44	.44-39	
172,172	Miami, Fla.70	.70-55	
167,720	Youngstown, Ohio50	.50-	
167,402	Nashville, Tenn.44	.44-33	
166,267	Hartford, Conn.60	.60-50	

Population	City	Highest Admission Price Charged	Range of Admission Prices Charged	Minimum Contract Admission Price Where Specified
164,292	Long Beach	\$.60	\$.60-.40	\$
164,292	Grand Rapids	.40	.40	
160,605	New Haven	—	—	
159,819	Des Moines, Iowa	.55	.55—	
151,543	Flint, Mich.	.44	.44—	
149,934	Salt Lake City	.58	.58-.39	
149,554	Springfield, Mass.	.50	.50—	
147,121	Bridgeport, Conn.	.50	.50—	
144,332	Norfolk, Va.	.50	.50—	.44
142,598	Yonkers, N. Y.	.60	.60-.55	
142,157	Tulsa, Okla.	.44	.44-.25	
140,404	Seranton, Pa.	.65	.65-.50	
139,656	Paterson, N. J.	.75	.75-.55	
130,577	Albany, N. Y.	.55	.55-.50	
128,163	Chattanooga, Tenn.	.44	.44-.33	.44
124,697	Trenton, N. J.	.65	.65-.44	
122,001	Spokane, Wash.	.80	.80-.60	
121,458	Kansas City, Kan.	.29	.29—	.30
118,410	Ft. Wayne, Ind.	.50	.50-.35	.50
117,536	Camden, N. J.	.75	.75-.44	
116,955	Erie, Pa.	.60	.60-.50	
115,428	Fall River, Mass.	.55	.55-.40	.28
114,966	Wichita, Kans.	.58	.58-.39	
112,504	Wilmington, Del.	.50	.50—	
111,719	Gary, Ind.	.44	.44—	
111,580	Knoxville, Tenn.	.44	.44—	.44
110,879	Cambridge, Mass.	.65	.65-.44	.44
110,568	Reading, Pa.	.50	.50—	
110,341	New Bedford, Mass.	.55	.55-.28	.28

Population	City	Highest Admission Price Charged	Range of Admission Prices Charged	Minimum Contract Admission Price Where Specified
109,912	Elizabeth, N. J.55	.55-.50	.28
109,408	Tacoma, Wash.70	.70-.46	
108,391	Tampa, Fla.44	.44	.44
108,401	Canton, Ohio50	.50	
105,925	Sacramento, Calif.85	.85-.65	
105,087	Peoria, Ill.50	.50	
102,177	Somerville, Mass.40	.40	
101,389	Lowell, Mass.50	.50	
101,268	South Bend, Ind.50	.50	
101,065	Duluth44	.44	
100,899	Charlotte, N. C.44	.44-.33	
100,518	Utica, N. Y.55	.55-.50	

Admission Prices Charged and Minimum Admission Price (Where Specified in License Agreement) in First Run Theatres in the 92 Large Cities for Princess O'Rourke

By Highest Price Charged

(Source: Exhibits W-22, 126 and Census)

Highest Price Charged	City	Population	Range of Admission Prices Charged	Minimum Contract Admission Price Where Specified
\$1.65	New York, N. Y.	7,454,995	\$.44-1.65	\$. .
1.00	San Francisco	634,536	.60-1.00	
1.00	Oakland, Calif.	302,163	.50-1.00	
1.00	Seattle, Wash.	368,302	.70-1.00	
1.00	Portland, Ore.	305,394	.50-1.00	
.90	Washington, D. C.	663,091	.50- .90	
.90	Newark, N. J.	429,760	.65- .90	
.90	Los Angeles, Cal.	1,504,277	.75- .90	
.85	Jersey City, N. J.	301,173	.55- .85	
.85	Sacramento, Cal.	105,958	.65- .85	
.85	Chicago, Ill.	3,396,808	- .85	.55
.80	Buffalo, N. Y.	576,901	.60- .80	.55
.80	Spokane, Wash.	122,001	.60- .80	
.75	Detroit, Mich.	1,623,452	.65- .75	
.75	Paterson, N. J.	139,656	.55- .75	
.75	Philadelphia, Pa.	1,931,334	.68- .75	
.75	Camden, N. J.	117,536	.44- .75	
.74	Denver, Colo.	322,412	.39- .74	
.70	Miami, Fla.	172,172	.55- .70	
.70	Tacoma, Wash.	109,408	.46- .70	
.65	Boston, Mass.	770,816	- .65	
.65	Cambridge, Mass.	110,879	.44- .65	.44
.65	Milwaukee, Wisc.	587,472	- .65	

Highest Price Charged	City	Population	Range of Admission Prices Charged	Minimum Contract Admission Price Where Specified
.65	Scranton, Pa.	140,404	\$.50-.65	\$. .
.65	Trenton, N. J.	124,697	.44-.65	
.64	San Diego, Cal.	203,341	.44-.64	.60
.60	Cleveland, Ohio	878,336	-.60	
.60	Akron, Ohio	244,791	.50-.60	
.60	Kansas City, Mo.	399,178	-.60	
.60	Long Beach, Calif.	164,292	.40-.60	
.60	Hartford, Conn.	166,267	.50-.60	
.60	Yonkers, N. Y.	142,598	.55-.60	
.60	Pittsburgh, Pa.	671,659	-.60	
.60	Erie, Pa.	116,955	.50-.60	
.60	Baltimore, Md.	859,100	.50-.60	
.58	Wichita, Kan.	114,966	.39-.58	
.58	Salt Lake City, Utah.	149,934	.39-.58	
.55	Albany, N. Y.	130,577	.50-.55	
.55	Utica, N. Y.	100,518	.50-.55	
.55	New Bedford, Mass.	110,341	.28-.55	.28
.55	Fall River, Mass.	115,428	.40-.55	.28
.55	Rochester, N. Y.	324,975	.50-.55	
.55	Cincinnati, Ohio	455,610	.44-.55	
.55	Dayton, Ohio	210,718	.40-.55	.40
.55	Toledo, Ohio	282,349	-.55	.60
.55	Des Moines, Iowa	159,819	.50-.55	
.55	Minneapolis, Minn.	492,370	-.55	
.55	St. Paul, Minn.	287,736	-.55	
	New Haven, Conn.	160,605		
.55	Elizabeth, N. J.	109,912	.50-.55	.28
.55	Omaha, Neb.	223,844	-.55	
.50	Atlanta, Ga.	302,288	.40-.50	

Highest Price Charged	City	Population	Range of Admission Prices Charged	Minimum Contract Admission Price Where Specified
\$.50	Springfield, Mass.	149,554	\$ - .50	\$.
.50	Lowell, Mass.	101,389	- .50	
.50	Worcester, Mass.	193,694	- .50	
.50	Providence, R. I.	253,504	.44- .50	.28
.50	Syracuse, N. Y.	205,967	- .50	
.50	Peoria, Ill.	105,087	- .50	
.50	South Bend, Ind.	101,268	- .50	
.50	Canton, Ohio	108,401	- .50	
.50	Youngstown, Ohio	167,720	- .50	
.50	Dallas, Texas	294,734	.40- .50	
.50	Ft. Worth, Texas	177,662	.40- .50	
.50	Houston, Texas	384,514	.40- .50	
.50	San Antonio, Texas	253,854	.40- .50	
.50	Memphis, Tenn.	292,942	.40- .50	
.50	Bridgeport, Conn.	147,121	- .50	
.50	New Orleans, La.	494,537	- .50	
.50	Oklahoma City, Oklahoma.	204,424	.24- .50	
.50	Reading, Pa.	110,568	- .50	
.50	Wilmington, Del.	112,504	- .50	
.50	Norfolk, Va.	144,332	- .50	.44
.50	Indianapolis, Ind.	386,972	.40- .50	
.50	Ft. Wayne, Ind.	118,410	.35- .50	.50
.49	Columbus, Ohio	306,087	.44- .49	
.49	St. Louis, Mo.	316,048	.24- .49	
.45	Louisville, Ky.	319,077	.36- .45	
.44	Chattanooga, Tenn.	128,163	.33- .44	.44
.44	Jacksonville, Fla.	173,065	.39- .44	
.44	Knoxville, Tenn.	111,580	- .44	.44
.44	Nashville, Tenn.	167,402	.33- .44	

Highest Price Charged	City	Population	Range of Admission Prices Charged	Minimum Contract Admission Price Where Specified
\$.44	Tampa, Fla.	108,391	\$ - .44	\$.44
.44	Gary, Ind.	111,719	- .44	
.44	Flint, Mich.	151,543	- .44	
.44	Duluth, Minn.	101,065	- .44	
.44	Tulsa, Okla.	142,157	.25- .44	
.44	Richmond, Va.	193,042	- .44	.44
.44	Charlotte, N. C.	100,899	.33- .44	
.40	Somerville, Mass.	102,177	- .40	
.40	Grand Rapids, Mich.	164,292	- .40	
.39	Birmingham, Ala.	267,583	.33- .39	.44
.29	Kansas City, Kan.	121,458	- .29	.30

**Contract Minimum Admission Prices* and Actual Minimum Admission Prices* of Exhibitions
of "Princess O'Rourke" Listed in Warner Answers to 1945 Interrogatories 6 thru 11**

(Ex. W-23)

RECAPITULATION

I. TOTAL NUMBER OF EXHIBITIONS OF PRINCESS O'ROURKE COVERED BY INTERROGATORIES 6 THRU 11		1,568
II. TOTAL NUMBER OF EXHIBITIONS WHERE CONTRACT MINIMUM ADMISSION PRICE WAS NOT SPECIFIED IN LICENSE		846
1. Actual minimum admission prices were from .20 to .30 in 146 instances		
2. " " " " " " " " .31 " .40 " 321 "		
3. " " " " " " " " .41 " .50 " 238 "		
4. " " " " " " " " .51 and over " 107 "		
	812	
III. TOTAL NUMBER OF EXHIBITIONS WHERE CONTRACT MINIMUM ADMISSION PRICE WAS SPECIFIED IN LICENSE		722
1. Actual minimum admission prices were from .20 to .30 in 241 instances		
2. " " " " " " " " .31 " .40 " 279 "		
3. " " " " " " " " .41 " .50 " 123 "		
4. " " " " " " " " .51 and over " 28 "		
	671	
A. TOTAL NUMBER OF SITUATIONS WHERE ACTUAL MINIMUM ADMISSION PRICE WAS EQUAL TO CONTRACT MINIMUM ADMISSION PRICE		219
B. TOTAL NUMBER OF SITUATIONS WHERE ACTUAL MINIMUM ADMISSION PRICE WAS GREATER THAN CONTRACT MINIMUM ADMISSION PRICE		395
1. from .01 to .04 more 101 instances		
2. " .05 " .09 " 171 "		
3. " .10 " .14 " 68 "		
4. " .15 " .19 " 34 "		
5. " .20 and over 21 "		
	395	
C. TOTAL NUMBER OF SITUATIONS WHERE ACTUAL MINIMUM ADMISSION PRICE WAS LESS THAN CONTRACT MINIMUM ADMISSION PRICE		57
1. from .01 to .04 less 25 instances		
2. " .05 " .09 " 7 "		
3. " .10 " .14 " 16 "		
4. " .15 and over 9 "		
	57	
IV. TOTAL NUMBER OF SITUATIONS WHERE ACTUAL MINIMUM ADMISSION PRICE WAS NOT AVAILABLE		85
A. SPECIFIED		51
B. NOT SPECIFIED		34

* All prices are evening adult admission including tax.